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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Smith et al.)	Group Art Unit 1614
Appl. No.	:	10/052,698)	I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on
Filed	:	January 18, 2002)	
For	:	DEXTROMETHORPHAN AND AN OXIDASE INHIBITOR FOR TREATING INTRACTABLE CONDITIONS)))	September 27, 2002 Mark R. Beriedict, Reg. No. 44,531

RESPONSE TO QUAYLE ACTION AND SURRENDER OF ORIGINAL PATENT IN ACCORDANCE WITH 37 C.F.R. 1.178

United States Patent and Trademark Office P.O. Box 2327 Arlington, VA 22202

Spivack, P.G.

Dear Sir:

Examiner

In response to the Office Action dated September 12, 2002, Applicants wishes to thank the Examiner for her indication that the above-referenced reissue application is in condition for allowance, except for surrender of the original patent.

Applicants surrender herewith the original patent in accordance with 37 C.F.R. 1.178. Accordingly, Applicants respectfully request prompt allowance of the present reissue application. If there are any remaining matters that might be resolved by a phone call, the Examiner is kindly invited to call the undersigned at the number provided below.

Appl. No.

10/052,698

Filed

January 18, 2002

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

By:

Mark R. Benedict

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